

UNITED STATES DISTRICT COURT
IN THE EASTERN DISTRICT OF MICHIGAN-SOUTHERN DIVISION

BERYLLN GAMBY and
HAROLD GAMBY,

Plaintiffs,

-vs-

Case No. 2:06-cv-11020
Hon. Marianne O. Battani

EQUIFAX INFORMATION SERVICES
LLC; EXPERIAN INFORMATION
SOLUTIONS, INC; TANS UNION, LLC;
FIRST NATIONAL BANK OF OMAHA;
GEMB/WALMART; BOULDER CREDIT
SERVICES, INC.,

Defendant's.

NOTICE OF CONTINUED DEPOSITION DUCES TECUM

Please take notice that, pursuant to the Federal Rules of Civil Procedure, Defendant First National Bank of Omaha will take the deposition of Harold O. Gamby, Sr., upon oral examination before a notary public of officer authorized by law to take depositions.

The oral examination will take place on Thursday, May 3, 2007 at the offices of Frank, Haron, Weiner & Navarro, 5435 Corporate Drive, Suite 225, Troy, MI, 48098, (248) 952-0400 commencing at 1:00 p.m. EST, or immediately following the deposition of Beryllin Gamby, and will continue from day to day until completed. The deposition is being taken for the purposes of discovery, for use at trial, and for all other purposes as are permitted under the Federal Rules of Civil Procedure. The witness is to have with her any and all documents listed on the attached **Exhibit A**.

TIMOTHY E. BAXTER & ASSOCIATES, P.C.

/S/ Timothy E. Baxter

By: Timothy E. Baxter P28045
Attorney for Defendant First National Bank of Omaha
PO Box 2669
Farmington Hills, MI 48331
(248) 553-1155

Dated: April 30, 2007

EXHIBIT A

1. Correspondence to or from First National Bank of Omaha.
2. Correspondence to or from WalMart.
3. Correspondence to or from Experian Information Solutions, Inc., Equifax Credit Information Systems, LLC, and Trans Union, LLC (the "CRAs").
4. Correspondence to or from Plaintiffs' son, Harold Gamby, regarding any matter related to this lawsuit, including without limitation accounts belonging to Plaintiffs or their son at First National Bank of Omaha or Walmart.
5. All documents related to any accounts at First National Bank of Omaha, including without limitation applications, contracts, account statements, credit card statements, bills, invoices, receipts, checks, cancelled checks.
6. Credit reports from CRAs
7. Denial letters from any credit grantors, or insurers or employers who allegedly have denied you credit, financing, insurance, or employment.
8. Correspondence from any credit grantors or insurers who allegedly have changed the terms of your credit, financing, insurance, or employment.
9. Documents reflecting your alleged damages, if any, including without limitation medical records.
10. Federal income tax returns for the years 2000 through 2007.

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Defendant.

PROOF OF SERVICE

STATE OF MICHIGAN)
) SS
COUNTY OF OAKLAND)

Timothy E. Baxter, being first duly sworn, deposes and says that on April 30, 2007 he mailed a copy of NOTICE OF DEPOSITION DUCES TECUM and Proof of Service thereon to:

Ian B. Lyngklip, Esq.
Lyngklip & Taub, PC
24500 Northwestern Highway, Ste. 206
Southfield MI 48075

Christopher Lane, Esq.
Schuckit & Associates
10 W. Market St., Suite 3000
Indianapolis, IN 46204

Meggan Rawlin, Esq.
Jones Day
901 Lakeside Avenue
Cleveland, OH 44114-1190

Jeffrey Turner, Esq.
Surdyk, Dowd & Turner
Kettering Tower 1610
40 N. Main St.
Dayton, OH 45423

Kevin Breck, Esq.
Clark Hill
500 Woodward Ave., Ste. 3500
Detroit, MI 48226

by placing same in an envelope with sufficient postage thereon, and depositing same in a United States mail receptacle in the City of Farmington Hills, State of Michigan. Further Deponent Sayeth Not.

/S/ Timothy E. Baxter

Timothy E. Baxter